1		
2		
3		
4		
5		
6 7	UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT TACOMA	
8	JESUS CHAVEZ FLORES,	<u> </u>
9	Plaintiff,	CASE NO. 3:18-CV-05139-BHS-DWC
10	v.	ORDER
11	US IMMIGRATION AND CUSTOMS	
12	ENFORCEMENT, et al.,	
13	Defendants.	
14	The District Court has referred this action filed under 42 U.S.C. § 1983 to United States	
15	Magistrate Judge David W. Christel. On August 13, 2019, following oral argument regarding	
16	several discovery disputes, the Court, in relevant part, extended the time period for discovery to	
17	allow Plaintiff time to conduct two additional depositions and set a deadline for disclosure of	
18	expert witnesses. In light of the Court's decision regarding the discovery disputes, the Court	
19	issued the following rulings:	
20	I. Amended Pretrial Scheduling Order	
21	The Court amends the Amended Pretrial Scheduling Order (Dkt. 169) as follows:	
22	Disclosure of Expert Testimony under FRCP 26(a)(2) must be completed on or	
23	before September 19, 2019.	
24		

1 Any dispositive motions shall be filed and served by **November 4, 2019**. The 2 parties are directed to comply with Local Civil Rule 7, including Rule 7(k). 3 The Court has reset discovery and dispositive deadlines several times in this case. The Court notes it does not intend to extend these deadlines any further in this case absent 5 extraordinary circumstances. 6 II. Motions for Summary Judgment (Dkt. 209, 212, 213) 7 There are three Motions for Summary Judgment pending before the Court. Dkt. 209, 212, 8 213. The potential new discovery may impact the pending Motions for Summary Judgment. 9 Therefore, the pending Motions for Summary Judgment (Dkt. 209, 212, 213) are denied without 10 prejudice with the right to refile. 11 The parties are not required to refile evidence previously filed in this case. However, the 12 Court intends to only consider the evidence cited to in any motions for summary judgment; thus, 13 the parties must, in any subsequent motion for summary judgment, specifically cite to the 14 evidence on which they rely. See Fed. R. Civ. P. 56(c)(3) ("[t]he court need consider only the 15 cited materials ..."). 16 III. Motion to Seal (Dkt. 203) 17 At the hearing on August 13, 2019, Plaintiff's counsel withdrew her Motion to Seal (Dkt. 18 203). Therefore, the Court directs the Clerk to terminate the pending motion (Dkt. 203) and 19 unseal Exhibit A to Second Declaration of Eunice H. Cho in Support of LCR 37 Submission 20 (Dkt. 205). 21 Dated this 20th day of August, 2019. 22 23 David W. Christel United States Magistrate Judge 24